

PATENT

IBM/177  
Confirmation No. 3237

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence for Application No. 09/845,596 is being electronically transmitted to Technology Center 2157, via EFS-WEB, on October 23, 2006.

/Scott A. Stinebruner/  
Scott A. Stinebruner, Reg. No. 38,323

October 23, 2006  
Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert Miller et al. Art Unit: 2157  
Application No.: 09/845,596 Examiner: Sargon N. Nano  
Filed: April 30, 2001  
For: GROUP ACCESS PRIVATIZATION IN CLUSTERED COMPUTER  
SYSTEM

---

**COMMUNICATION**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper and the Amended Appeal Brief enclosed herewith are submitted in reply to the Notice of Non-Compliant Appeal Brief dated September 22, 2006. Since October 22, 2006 is a Sunday, the period for response extends up to and includes October 23, 2006, and this paper is timely filed within the one month period for response. Applicants have amended the Appeal Brief to include a concise explanation of the subject matter defined in each of the independent claims involved in the appeal as required under 37 CFR 41.37(c)(1). Applicants respectfully submit that the Appeal Brief is now compliant and request that the Appeal Brief be submitted to the Board of Patent Appeals and Interferences for consideration.

If there are any questions regarding this paper, or which might otherwise further this case onto allowance, please contact the undersigned at (513) 241-2324. Moreover, if any other

charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,

October 23, 2006  
Date

/Scott A. Stinebruner/  
Scott A. Stinebruner  
Reg. No. 38,323  
WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower  
441 Vine Street  
Cincinnati, Ohio 45202  
(513) 241-2324